

Local & Munl. (1895) Department.

MISCELLANEOUS.

G.O., No. 614/n

DATED 6th April 1895.

[Despatch Abstract.]

Max.

Stating that the Government is not prepared to advise the Vellore Municipal Council in regard to the exemption of carts from registration and that the Council must act on its responsibility taking legal advice if necessary,

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Enclosures.

One

Municipal Councillors' Office,

Vellore 22nd March 1895.

No. 2899

From

P. Saini dos Mudelliaravargal.

M. R. Ry. ~~V. SIVA YOGI AVARGAL, RAO SAHIB,~~

CHAIRMAN, MUNICIPAL COUNCIL,

VELLORE.

To

THE CHIEF SECRETARY TO GOVERNMENT,

LOCAL AND MUNICIPAL DEPARTMENTS,

FORT ST. GEORGE.

(Through the Divisional Officer.)

Sir,

I have the honor to request that Government will be pleased to rule whether the owner of a cart who has registered the same under section 77(1) of the Municipal Act for any half-year can if he purchases a new cart during that period claim exemption from registration for this cart simply on the ground that he has already registered one cart and request that the registration number on that old cart be painted on the new one without paying the registration fee for the same?

Under Bye-law No 7 of this Municipality, if the registration number painted on a cart, for which the rate of 2 Rs per half-year has been

been paid, becomes by accident smeared and undecipherable during that period or if the axle-box is damaged and replaced by a new one, then on an application from the owner a fee of 2 annas is charged for renumbering, but under no circumstances can this bye-law give an owner a claim for exemption for a new cart purchased by him simply because the old cart has already been registered.

I am compelled to make this reference on an application from Mr. M. S. Sacha Chellum kaidi averging a retired Tahsildar and Honorary Magistrate whose letter I herewith submit.

I may here add that if the ownership of the old cart had been transferred to another then that other party would be exempted but it is not so in this case.

I have the honor to be,
Sir,
Your most Obedt Servt.

Phung Dor
Chairman 22/3

It is clear from Clause 3 Section 77 of the Municipal Act that the Legislature did not intend that the Municipality should collect the fees twice or as often as a change of ownership takes place.

3 The fees are evidently collected for the wear and tear caused to the roads by a vehicle or an animal during a period of 6 months.

It matters not whether the wear and tear are caused by the ^{required} self same vehicle or animal or a different vehicle or animal, provided the vehicle or animal does not differ in kind; or then wise a man will have to pay fees every time his vehicle is smashed to pieces or his animal dies, and new ones substituted within a period of 6 months.

4 In my case as my old vehicle became useless I purchased a new one and requested you to rub out the number from the old one and enter the same in my new one for the two unexpired months of the current half year.

The Municipality do not lose anything; on the contrary there is every probability of their getting the full amount of fees from the man who purchases my vehicle.

5 I hope you will after taking into consideration all these circumstances agree with me and enter after the number.

6 In case you do not agree with me please make a reference to the higher authorities for an authoritative decision. In the meantime I will pay the full amount of fees Rs 2, under protest for registering a second time a vehicle for the use of which I have already paid the full amount of fees in the beginning of the current half year. Please return to me the Registration Certificate ^{to grant} for my vehicle in the beginning of the current half year.

I have the honor to be
Yours Obedt Servant
M. S. Leashellum
Tahiti

Pl No 1474 of 95

Seshashekhara Naider
Pensioned Tahsildar
Vellore.

Requesting that orders be
issued to the printer to rule
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old beech of his & to number
the new one. if not the matter
may be referred to higher
authorities for proper
decision —

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(189/-9).

Local and Municipal Departments.
Local & Municipal Dept.
No.

FROM CURRENT No. 1052/11

THE CHAIRMAN,
MUNICIPAL COUNCIL,
Vellore.

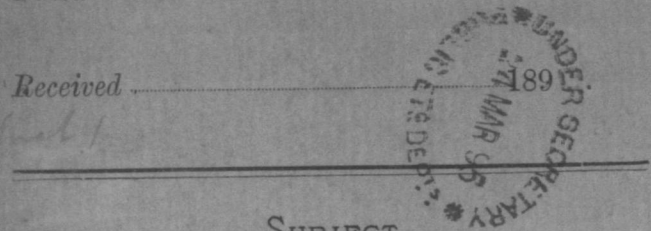
To
THE CHIEF SECRETARY
TO GOVERNMENT,
Local and Municipal Departments,
Fort St. George.

(Through the Divisional Officer.)

No. 289 sl

Dated 22nd March 1895.

Received 17/4/95



SUBJECT.

Requesting that the Government will be pleased to rule whether the owner of a cart who has registered it under Sec 77(1) of the Municipal Act for any one half year can, if he purchased a new cart during the same half year claim exemption from registration for such new cart on the ground that his old cart has already been licensed.

To The Chairman M.C. Vellore.

Supd. 8/4/95

With order

20/2/1903

1895 Mch 21-10-92
Cl. Order. 146.4-95 No. 614

The Government is not prepared to advise the Municipal Council in this matter. The Council must act on its own responsibility taking legal advice if necessary.

VA 17/4/95
M. S. 17/4/95
17/4/95

READ AGAIN ORDER OF GOVERNMENT, DATED
189, No. , MISCELLANEOUS.

ENCLOSURES.

CURRENT No.

STATEMENT WITH DITTO.

ORDER OF GOVERNMENT

STATEMENT WITH DITTO.

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OF 189

FURTHER PAPER, No

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Miscellaneous.

LOCAL AND MUNICIPAL DEPT.	
G.O., DATED	6-4-95
No.	614m

When given for copying.

[Despatch Abstract.]

Tax

Stating that the Govt. is not prepared to advise the Vellore Munc. Council in regard to the exemption of costs from registration of deeds and that the Council must act on its responsibility taking legal advice if necessary.

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189

READ AGAIN G.O., No.
 189

DATE

CURRENT No.

ENCLOSURES TO C. No.

ORDER OF GOVERNMENT A A A A A A A

LETTER OF GOVERNMENT.

STATEMENT WITH DITTO.

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